IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

| ALMA SHERRILL, | § | |
|--------------------------------|---|--------------------------|
| Plaintiff, | § | |
| | § | |
| V. | § | CASE NO.: A-08-CA-582-SS |
| | § | |
| DEREK WRIGHT, FIVE POINT | § | |
| ENTERPRISES, LLC, AND HORIZONS | § | |
| SOUTHWEST MANAGEMENT, LP | § | |
| Defendants. | § | |
| · | / | |

JOINT STIPULATION OF DISMISSAL WITH PREJUDICE

Plaintiff and Defendants, by and through their undersigned counsel, hereby stipulate to the dismissal of the Complaint and all claims and causes of action against Defendants herein with prejudice with each party to bear its or her own fees and costs.

Respectfully submitted this day of March, 2009.

/s/ Charles L. Scalise

Charles L. Scalise Ross Law Group 1104 San Antonio Street

Austin, Texas 78701 State Bar No.: 24064621 Telephone: 512/474-7677

Facsimile: 512/474-7677

ATTORNEYS FOR PLAINTIFF

/s/ Susan P. Burton

Susan P. Burton

Clark, Thomas & Winters 300 West 6th Street, 15th Floor

Austin, Texas 78701

State Bar No.: 03479350 Telephone: 512/472-8800

Facsimile: 512/474-1129

ATTORNEYS FOR DEFENDANTS